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Mail To:
857 Post Road, Suite 357
Fairfield, CT 06824

February 15, 2013
State of Connecticut
Department of Energy and Environmental Protection (DEEP)
Office of Adjudications
79 Elm Street, 3rd Floor
Hartford, CT 06106

RE: Petitions for Public Hearing on NPDES Permit Application # CT0030651
Exide/Inco Cleanup of Mill River in Fairfield, CT

To: DEEP Office of Adjudications:

I am writing as counsel for Fairfielders Protecting Land and Neighborhoods (FairPLAN) which helped coordinate the enclosed petitions. Enclosed herewith are petitions requesting a public hearing on the above-referenced matter, signed by 114 people, well over the 25 signatures required. While the petition was prepared and coordinated by FairPLAN, people signed as individuals who are concerned over the proper and comprehensive cleanup of Mill River, the largest river in Town and a significant State natural resource.

I would like to bring to your attention a problem with the sequencing of the Respondent's permitting actions, which I believe are counter to the procedure and sequence set forth in the October 2008 Consent Order. In the Consent Order the respondent was to file for various permits after the SED/RAP was approved by DEEP, rather than simultaneously. Since the SED/RAP is still being actively worked on and final conditions are as yet unknown, it is inappropriate for any other permitting activity to go forward. To do so would deprive the public and the Town of Fairfield of adequate due process and full and timely participation in the permitting process as outlined in the Consent Order that was duly recorded in the Fairfield Land Records in 2008 and has been relied upon since then. However, these other permits have moved forward despite the fact that the SED/RAP has yet to be approved: the public comment period for the SED/RAP expires on 2/28/13 while the NPDES expires on 2/20/13 and unfortunately the OLISP was allowed to go under a General rather than an Individual Permit which effectively eliminated all public participation.

Very truly yours,

Kathryn L. Braun

Encl.

Cc (letter and spreadsheet only): DEEP Commissioner Esty; Fairfield First Selectman Michael Tetreau, Fairfield Conservation Commission, Fairfield Shellfish Commission, Fairfield Inland Wetlands and Watercourses Agency, Fairfield Harbor Management Commission

Petitions for Public Hearing:**Connecticut DEEP****NPDES App # CT0030651****Mill River Cleanup- Fairfield****Due Date: Feb. 20, 2013**

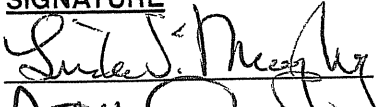
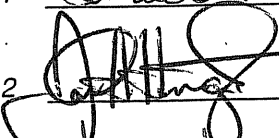

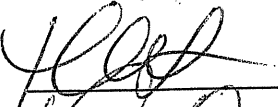
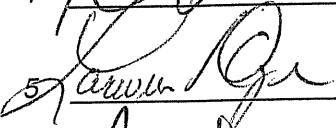


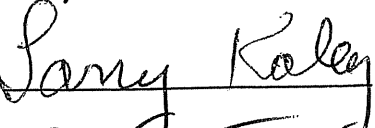


<u>Sheet</u> <u>#</u>	<u># of</u> <u>Signatures</u>	<u>Cumul #</u> <u>Signatures</u>
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1	10	10
2	10	20
3	10	30
4	10	40
5	10	50
6	10	60
7	10	70
8	10	80
9	12	92
10	9	101
11	7	108
12	4	112
13	2	114

PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

To: DEEP Office of Adjudications, 79 Elm Street, 3rd floor, Hartford, CT 06106-5127

We, the undersigned, hereby request that the Connecticut Department of Energy & Environmental Protection ("DEEP") hold a Public Hearing before deciding whether to issue a certain permit entitled: NPDES Permit Application ID # CT0030651 regarding remediation activities proposed to take place in and around Mill River, for the purpose of reducing lead and/or other contamination deposited in Mill River by the former Exide plant located at 2190 Post Road, Fairfield, CT 06824. The Applicant for said permit is Exide Group, Inc. The deadline for public comment is 2/7/13. Contact until further notice: Kathryn Braun, klbesq@aol.com, 857 Post Road, Suite #357, Fairfield, CT 06824 (Office phone #: 203-256-0334; fax: 203-319-0430).

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	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		Linda T. Murphy	842 Ridding Rd. FFld 06824
2		John Harrison	31 Meadabrook Rd., Fld 06824
3		Missa Arakelian	378 Wilburline Rd New Canaan CT 06840
4		Michael Mushak	50 Elmwood Ave Norwalk, Ct
5		LAWRENCE O'BRIEN	131 BOROSKEY FFld CT
6		ANDREW GRACEFFA	165 YORK RD, FAIRFIELD, CT
7		Alyssa Israel	679 Rowland Rd, FFld CT
8		Larry Kaley	1162 JENNINGS RD., Fld.
9		David Berkowitz	225 HILLTOP RD, BPT CT 06824
10		Tim Dolan	138 Chestnut Hill Rd TROMBULL CT 06611

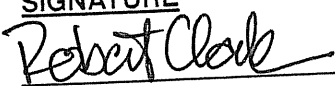
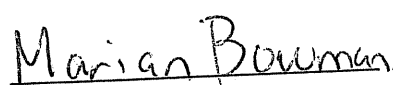


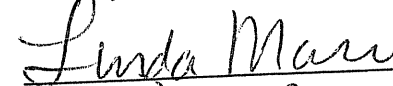
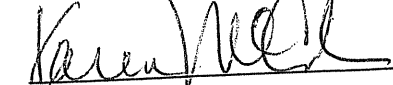
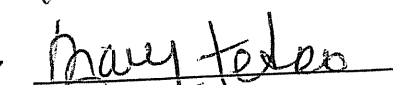
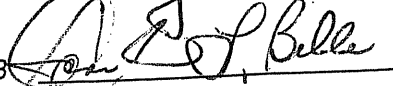
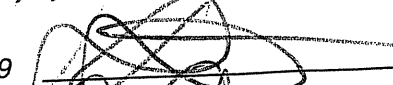

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(2)

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1		Robert Clark	231 Jenford Rd, Fairfield CT
2		Marian Bowman	807 Cascade Dr. Fairfield, CT
3		Suellyn Durkin	7 Clifford Ln Westport
4		Michelle Quinn	59 Glenarden Dr. FFld
5		Linda Marin	81 Ironwood Rd Trumbull
6		Karen McComish	139 Barlow Pl. FFld
7		MARY TETRA	86 FAIRFIELD BEACH FFld.
8		ANNE LABELLE	70 LISBON DR FFLD.
9		Alison Baker	55 Rifle rd FFLD
10		Chris Amberg	48 Beaumont Place FFld

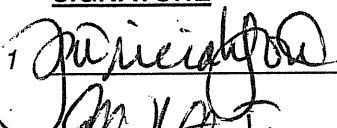
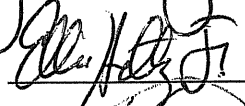
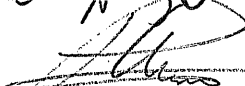
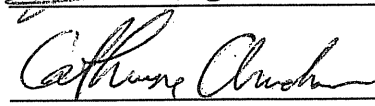
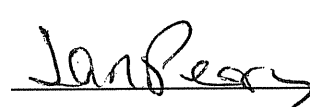
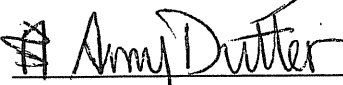
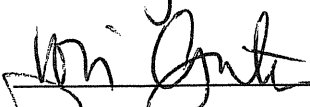
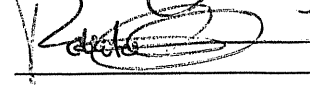
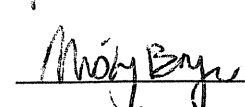
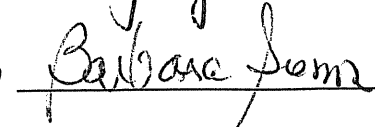
(3)

PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

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1		PATRICIA H. FORD	245 Sumneridge Ave. #2 Fairfield, CT 06824
2		Ellis A. Hiltz Jr.	25 Shrub Oak Lane Fairfield, CT 06824
3		Patrick Andersen	6 Acacia St. Norwalk CT 06855
4		Catherine Andersen	6 Acacia St Norwalk CT 06855
5		JAN PERRY	143 Field Point Drive Fairfield CT 06824
6		Amy Dutter	70 Cider Mill Ln. Ffld 06824
7		Lois Gereth	297 Sturges Rd Fairfield CT 06824
8		Robert Clark	231 Jerusalem Rd Fairfield, CT 06824
9		Misty Bayr	4720 Congress St Ffld CT
10		Barbara Simon	173 Horseshoe Lane, Ffld, CT

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1		Bebe Stetson	160 Morehouse Lane Southport
2		Sally Waugh	441 Proctor Ave S
3		EDWARD PRATT	171 Newtown Pike, 06460 Westport
4		J. Wendy Saffire	263 Lafayette St, Milford
5		Jean Rae	201 Southport Woods Spt Ct
6		Barbara Victoria	130 Mendonham R, Strat
7		LINDA S. TORS	10 Harbor Rd. CT Southport, CT 06897
8		Janet Souza	38 Southport Woods Dr, Spt. 06
9		Eric Munne	Harvestman, Westport
10		Janet Kovacs	358 Alma Dr Ffld

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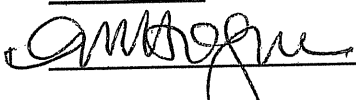
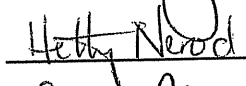
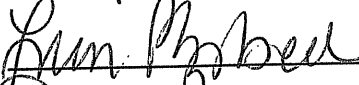

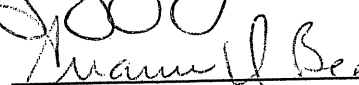

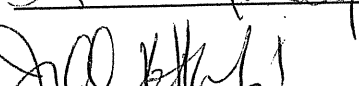
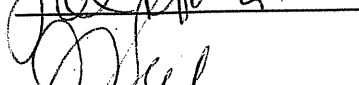
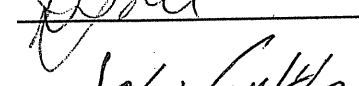
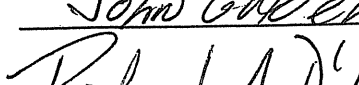
	SIGNATURE	NAME (printed)	ADDRESS (street address and town)
1		VINCE D. MARED	36 ARTHER ST (LANSBURY)
2		Dan Delventhal	28 Still meadow FAIRFIELD CT
3		Betty Jo Paternoster	Northford, CT
4		Dem Don	170 Rye Rd with CT 06824
5		Michael Brennan	4575 Conyers Fairfield
6		Maria Dos Santos	140 Sherman St Fairfield
7		Jeannie Masta	87vingstencircle Innsbury CT
8		Lisa A. Fournier	1331 Merritt St, Fairfield CT
9		Dawn Llewellyn	524 Sturges Rd, Fairfield, CT
10		CECILY H. ZEREGA	256 Sturges Rd - Fairfield 06824

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		Mary Hogue	165 Stonewall Lane, Fairfield
2		HETTY NEROD.	450 N. Cedar Rd, Fairfield
3		Leanne Campbell	72 Newum Place fild
4		Guy Gleyston	165 Stonewall Ln FFid
5		Arianne Barbauer	37 Treasure Rd. FFid
6		Annelise McKay	208 East Lawn St. FFid
7		Jillian Herbert	241 Euclid ave FFid
8		Diane Sell	15 Sasapeguan Rd FFid
9		John Golden	811 Hillside Rd Fairfield
10		Richard Amico	1353 Brooklawn Ave Fairfield, CT

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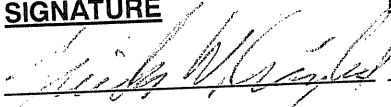
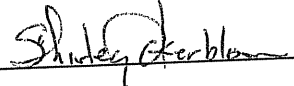
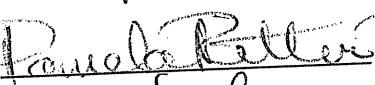
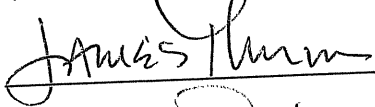
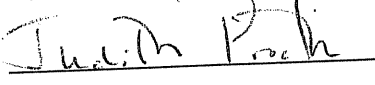
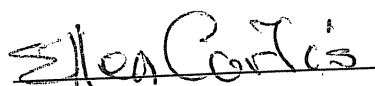

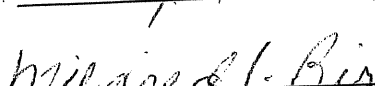

	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1	<u>Margaret Clark</u>	<u>Margaret Clark</u>	<u>855 Brodson Rd Fld CT</u>
2	<u>Shawn Sullivan</u>	<u>SHAWN O SULLIVAN</u>	<u>1161 Melville Ave Ffld</u>
3	<u>Linda Snelman</u>	<u>Linda Snelman-Moore</u>	<u>442 Benson Rd Southport Ct</u>
4	<u>Dawn Theodoresen</u>	<u>Dawn Theodoresen</u>	<u>53 Oldfield Rd Fairfield</u>
5	<u>Wynne Brackley</u>	<u>Wynne Brackley</u>	<u>102 EDGEHILL RD Fairfield</u>
6	<u>Sue McArthur</u>	<u>Sue McArthur</u>	<u>134 Burr Street Fairfield</u>
7	<u>Margaret Boyd</u>	<u>Margaret Boyd</u>	<u>37 Dawn St. Ffld</u>
8	<u>Cary Pence</u>	<u>CARY PIERCE</u>	<u>168 Federal St Fairfield</u>
9	<u>Alicia Cane</u>	<u>ALICIA CANE</u>	<u>18 Evans LA Fld</u>
10	<u>Ditte Hadden</u>	<u>DITTE HADDEN</u>	<u>54 Flax Rd, Ffld</u>

PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

To: DEEP Office of Adjudications, 79 Elm Street, 3rd floor, Hartford, CT 06106-5127

We, the undersigned, hereby request that the Connecticut Department of Energy & Environmental Protection ("DEEP") hold a Public Hearing before deciding whether to issue a certain permit entitled: NPDES Permit Application ID # CT0030651 regarding remediation activities proposed to take place in and around Mill River, for the purpose of reducing lead and/or other contamination deposited in Mill River by the former Exide plant located at 2190 Post Road, Fairfield, CT 06824. The Applicant for said permit is Exide Group, Inc. The deadline for public comment is 2/7/13. Contact until further notice: Kathryn Braun, klbesq@aol.com, 857 Post Road, Suite #357, Fairfield, CT 06824 (Office phone #: 203-256-0334; fax: 203-319-0430).

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	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		Linda W. Carls	175 Barton Rd. Fairfield
2	Judith S. Wilkinson	Judith S. Wilkinson	236 Stuyvesant Rd. Fairfield
3		Shirley Kerblan	158 Dudley Dr. Fairfield
4		Pamela Ritter	54 Elm St., Fairfield
5		James Thurman	75 Kings Highway, Fairfield
6		Judith Proctor	4128 Pequonnock Ave. Southport
7		Ellen Curtis	537 Varna Hill Rd, Fairfield
8		GEORGE BISACCA	472 OLD MILL RD. Fairfield
9		Mildred J. Bisacca	472 Old Mill Rd. Fairfield, CT
10		Ellen M. Pison	658 Haydens Hill Rd


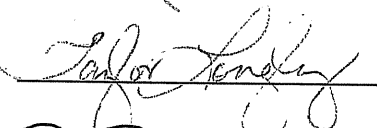

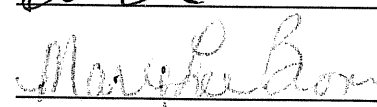

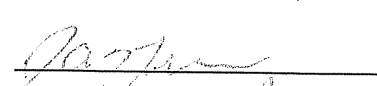
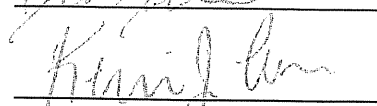
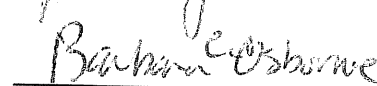
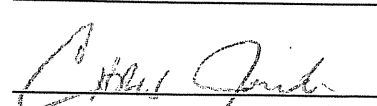



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PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

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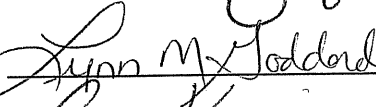
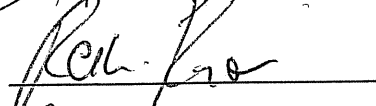
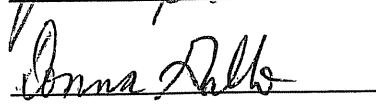
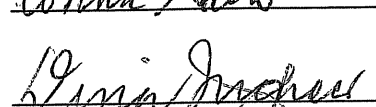
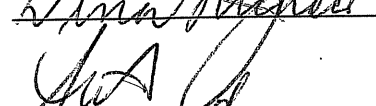
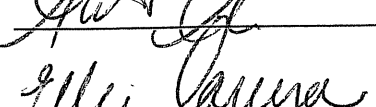
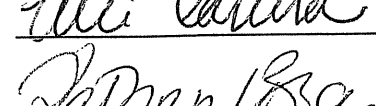
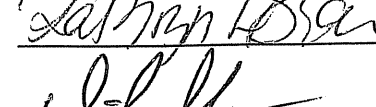
	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		Marybeth Brown	111 Middle Ave Fairfield, CT 06824
2		Taylor Longley	278 Whiting Pond Rd 06824
3		Drew Taylor	89 Duck Farm Rd 06824
4			72 West Meigs Ave
5			" "
6		Kevin J. Lannon	77 W. Meigs Ave Fairfield, CT 06824
7		Kevin J. Lannon	91 Elm St Fairfield, CT 06824
8		Barbara C. Osborne	30 Reynolds Dr Fairfield, CT 06824
9		Grace Jay	197 Old Post Rd Fairfield, CT 06824
10		Robin Terrill	23 Rifle Rd Fairfield, CT 06824
11		Renee Baer	98 Southport Woods Dr - Southport, CT
12		Dave Carter	158 Kenwood Ave Fairfield, CT

PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

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	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		Deborah M. Enskof	87 Sachem Road Fairfield
2		Lynn M. Goddard	411 Samp. Mortar Dr. Ffld 068
3		Keini Knorr	83 Acberka Str. Fairfield, CT 068
4		Donna Gallo	318 Toll House Ln, Ffld 06825
5		Dina Inchoa	40 Harvester Rd Fairfield 06821
6		Alexander Moan	185 Millsparagh Dr Ffld 068
7		Ellie Carrera	1076 Hulls Hwy Southport 06824
8		Kathryn Braun	245 Sunnyridge Ave #4 Fairfield
9		David Stungs	375 Warner Hill Rd Spt
10			

(11)

PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

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	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		Andrea Shantz	365 Old Mill Rd Fairfield
2		Peter Ventuglia	60 Chester Pl. Southport
3		JANE DEAN	450 Centre St. #12 - Southport
4		MARTHA G. LORD	895 VERNA HILL RD Fairfield
5		W.O. Russo Jr.	1095 Sisco Hill Rd Fairfield
6		R Scott Balkan	780 Harbor Rd, Southport
7		Cynthia Crawford	1028 Peguot Ave. Southport
8	_____	_____	_____
9	_____	_____	_____
10	_____	_____	_____

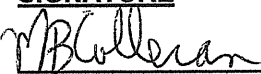

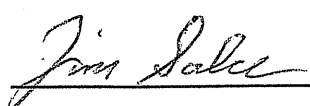
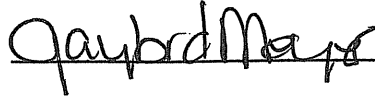
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PETITION FOR PUBLIC HEARING ON MILL RIVER EXIDE REMEDIATION

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1		MB Collieran	161 Fogg Wood RD FFCD 06824
2		B. G. Clerc	188 Henderson Rd. FFCD.
3		JIM SALCE	300 BERKELEY RD FFCD.
4		Gaylord Mayo	51 Spruce St. Dthpt
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	<u>SIGNATURE</u>	<u>NAME (printed)</u>	<u>ADDRESS (street address and town)</u>
1		John Liswellyn	324 Sturges Rd, Fairfield
2		Susie Filipowicz	599 OLD MILL RD, Fairfield
3			
4			
5			
6			
7			
8			
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10			